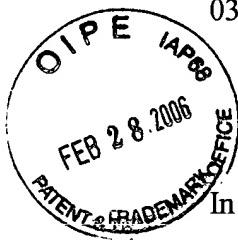


1070 38 FEB 2006

PCT

03500.017773

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

HIROKATSU MIYATA ET AL.

Application No.: 10/538,127

Int'l Application No. PCT/JP03/15949

Filed: December 12, 2003

For: COLUMNAR STRUCTURED
MATERIAL, ELECTRODE
HAVING COLUMNAR
STRUCTURED MATERIAL, AND
PRODUCTION METHOD
THEREFOR

) : Examiner: Not Yet Assigned

) : Group Art Unit: 2879

: February 24, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**ATTENTION: APPLICATION PROCESSING DIVISION, SPECIAL
PROCESSING AND CORRESPONDENCE BRANCH**

**RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. 371**

Sir:

Applicants have received a NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371, mailed February 16, 2006, a copy of which is enclosed, alleging that an Oath or declaration of the inventors, in compliance with 37 C.F.R. 1.497(a) and (b), has to be submitted in order to complete the requirements for acceptance of the above-captioned application under 35 U.S.C. 371. However, Applicants have already submitted such Declaration on January 30, 2006, and copies of the

Declaration and its transmittal (PTO-1390) are available in the Image File Wrapper of the subject application.

As further proof, enclosed are copies of the Declaration and the transmittal printed directly from the IFW of the present case. Also, enclosed is a copy of the return postcard listing the above-mentioned documents bearing the Patent Office mail room receipt stamp dated January 30, 2006. This post card is *prima facie* evidence that the Declaration was filed on January 30, 2006.

Accordingly, Applicants respectfully request that the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 be withdrawn and that the Patent Office acknowledge that the requirements for acceptance of the subject application under 35 U.S.C. 371 were completed on January 30, 2006.

Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Jason M. Okun
Attorney for Applicants
Registration No. 48,512

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 554852v1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,127	Hirokatsu Miyata	03500.017773
INTERNATIONAL APPLICATION NO.		PCT/JP03/15949
I.A. FILING DATE PRIORITY DATE		12/12/2003 12/13/2002

5514
 FITZPATRICK CELLA HARPER & SCINTO
 30 ROCKEFELLER PLAZA
 NEW YORK, NY 10112

Date Mailed: 02/16/2006

03500.017773,
 JNO
 THE DATE
 DECLARATION
 OR CERTIFICATE
 OF DISCHARGE
 filed 1/30/06.

CONFIRMATION NO. 2258

371 FORMALITIES LETTER

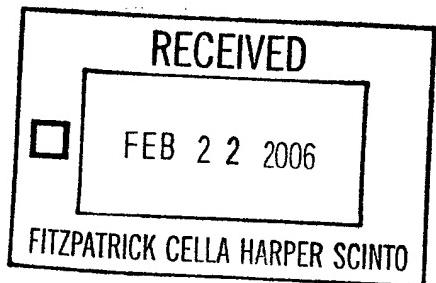


OC000000018012764

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/06/2005
- Copy of the International Search Report filed on 06/06/2005
- Information Disclosure Statements filed on 06/06/2005
- Request for Immediate Examination filed on 06/06/2005
- U.S. Basic National Fees filed on 06/06/2005
- Priority Documents filed on 06/06/2005
- Specification filed on 06/06/2005
- Claims filed on 06/06/2005
- Drawings filed on 06/06/2005



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time-period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAYA L LEWIS BALTIMORE

Telephone: (703) 308-9140 EXT 202

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,127	PCT/JP03/15949	03500.017773

FORM PCT/DO/EO/905 (371 Formalities Notice)